Governor's Executive Orders/Proclamations

EXECUTIVE ORDERS, PROCLAMATIONS OF GENERAL APPLICABILITY, AND STATEMENTS ISSUED BY THE GOVERNOR PURSUANT TO A.R.S. § 41-1013(B)(3)

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders, Proclamations of General Applicability, and ceremonial dedications issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed. With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

* ACUPUNCTURE AND ORIENTAL MEDICINE DAY *

[M14-289]

WHEREAS, acupuncture and Oriental medicine have a long and rich history as components of a comprehensive traditional medical system that has been used for thousands of years to diagnose and treat illness, prevent disease and improve well-being; and

WHEREAS, practitioners of acupuncture and Oriental medicine are dedicated to the highest standards of professionalism and maintain these standards through education, credentialing and a personal commitment; and

WHEREAS, millions of Americans seek the services of acupuncturists and Oriental medicine practitioners each year; and

WHEREAS, it is vital that those in need of medical services understand the full realm of available modalities and seek competent and professional care.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 24, 2014 as

* ACUPUNCTURE AND ORIENTAL MEDICINE DAY *

and, I further encourage all citizens to learn more about the potential benefits of acupuncture and Oriental medicine.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix on this third day of October in the year Two Thousand and Fourteen and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

* ALPHA-1 AWARENESS MONTH *

[M14-290]

WHEREAS, Alpha-1 Antitrypsin Deficiency (AAT Deficiency or Alpha-1) is one of the most common serious hereditary disorders in the world and can result in life-threatening liver disease in children and adults or in lung disease in adults; and

WHEREAS, and estimated 100,000 children and adults in the United States have a severe deficiency and an estimated 25 million people in the United States carry a single deficient gene that causes Alpha-1 and may pass the gene onto their children; and

WHEREAS, Alpha-1 is widely under-diagnosed and misdiagnosed. Less than 10 percent of those predicted to have Alpha-1 have been accurately diagnosed and it often takes an average of five doctors and seven years from the time symptoms first appear before proper diagnosis is made, which can be detected by a simple blood test; and

WHEREAS, it is the most common known genetic risk factor for Chronic Obstructive Pulmonary Disease (COPD). Lung disease is the most frequent cause of disability and early death among affected persons, striking in the prime of life and a

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major reason for lung transplants; and

WHEREAS, Alpha-1 originates in the liver and can lead to liver failure at any time in life and is the leading genetic cause of liver transplantation in children. Currently, the only treatment for liver disease of Alpha-1 is a liver transplant; and

WHEREAS, in support of the mission to bring awareness to our great State of Arizona, various awareness activities will be taking place throughout the State to educate both the medical community and citizens on this serious and potentially fatal disease.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2014 as

* ALPHA-1 AWARENESS MONTH *

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix on this first day of October in the year Two Thousand and Fourteen and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

* ARIZONA ADOPTION MONTH *

[M14-291]

WHEREAS, Arizonans in every community are stepping up to give the more than 15,000 Arizona children and youth in foster care the support they need, serving as mentors, teachers, faith leaders, caseworkers, advocates and family members – individuals dedicated to making a difference; and

WHEREAS, the State of Arizona recognizes the importance of giving children who cannot safely reunify with their birth families a permanent, safe and nurturing family through adoption; and

WHEREAS, many foster families who open their homes and hearts to children whose families are in crisis, play a vital role by adopting children who are not able to be safely reunified with their birth families; and

WHEREAS, State and private agencies work collaboratively with the courts, community members and members of faith-based organizations to unite children and adults through the process of adoption; and

WHEREAS, the community has come alongside the State to support children in need of an adoptive placement through the Children's Heart Gallery, which features children in need of a forever family; and

WHEREAS, adoptive parents have a special calling, serving as the primary source of love, identity, self-esteem and support for our children; and

WHEREAS, I have defined child safety and permanency as a priority of my administration, as demonstrated most recently by the creation of the Department of Child Safety.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2014 as

* ARIZONA ADOPTION MONTH *

and, I further commend all who recognize the urgency and importance of providing permanent, loving homes for children and families.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

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Janice K. Brewer G O V E R N O R

DONE at the Capitol in Phoenix on this sixth day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

* ARIZONA INFECTION PREVENTION WEEK *

[M14-292]

WHEREAS, healthcare-associated and other infections remain a significant cause of morbidity and mortality for Arizona residents; and

WHEREAS, healthcare-associated and other infections can cause illness in many settings where the public receives care; and

WHEREAS, healthcare-associated infections increase healthcare costs for Arizona consumers and healthcare systems; and

WHEREAS, knowledge exists that can help healthcare providers and persons receiving care to prevent many healthcareassociated infections; and

WHEREAS, through educational campaigns and directed interventions, the Arizona Healthcare-Associated Infections Advisory Committee, the Arizona Department of Health Services, and APIC Grand Canyon Chapter of the Association for Professionals in Infection Control and Epidemiology, in conjunction with Arizona healthcare facilities and organizations, actively work to reduce healthcare-associated infections in Arizona.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 19 – 25, 2014 as

* ARIZONA INFECTION PREVENTION WEEK *

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer G O V E R N O R

DONE at the Capitol in Phoenix on this third day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

* BREAST CANCER AWARENESS MONTH *

[M14-293]

WHEREAS, a woman receives a diagnosis of breast cancer every two minutes, making this disease the most frequently diagnosed cancer among women in the United States, other than skin cancer; and

WHEREAS, an estimated 2,360 men in the United States are diagnosed with breast cancer each year and an estimated 430 men each year will die from the disease; and

WHEREAS, male breast cancer is less common, yet the need for early diagnosis and treatment is still critical, as men are generally diagnosed with breast cancer at a later stage than women, which affects prognosis and treatment; and

WHEREAS, Metastatic Breast Cancer (also called stage IV or advanced breast cancer) is breast cancer that has spread beyond the breast to other organs in the body; and

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WHEREAS, a lot has changed when treating metastatic breast cancer, and although new treatments are continually being developed that slow the progress and many are living longer, better and disease-free for a period of time, more research is needed for a major breakthrough in cancer treatment; and

WHEREAS, by the end of 2014, approximately 4,520 new cases of invasive breast cancer are projected to occur among women in the State of Arizona, and about 780 will die from the disease; and

WHEREAS, through research and advocacy, significant advances have been made in the fight against breast cancer, including an increase in five-year relative survival rates for localized breast cancer from 74 percent to 98 percent; and

WHEREAS, more than 2.8 million breast cancer survivors living in the U.S. today are a testament to courage, as well as to the importance of promoting awareness about breast cancer, providing information, funding research, following recommended screening guidelines, and offering treatment to those who are affected: and

WHEREAS, the efforts of various organizations have made a major contribution to spreading breast cancer awareness to both women and men in all communities in this State through outreach, education and screening programs, and have empowered adults with the life-saving message of early detection and the importance of having regular screenings; and

WHEREAS, screening rates are declining and a recent study reveals that among women over the age of 40 with health insurance, less than 50 percent receive the recommended annual mammogram; and

WHEREAS, the State of Arizona recognizes the importance of working together and showing support during Breast Cancer Awareness Month and Male Breast Cancer Awareness Week (October 19th through 25th).

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 2014 as

* BREAST CANCER AWARENESS MONTH *

and, I further encourage citizens to make a renewed commitment to following recommended screening guidelines and to make a mammogram appointment, and organizations and health practitioners in this State are encouraged to use this opportunity to promote awareness about breast cancer, proper breast health and encourage annual mammograms and screenings.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix on this first day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

* COMMUNITY PLANNING MONTH *

[M14-294]

WHEREAS, change is constant and affects all cities, towns, suburbs, counties, rural areas, and other places; and

WHEREAS, community planning and plans can help manage this change in a way that provides better choices for how people work and live; and

WHEREAS, community planning provides an opportunity for all residents to be meaningfully involved in making choices that determine the future of their community; and

WHEREAS, the full benefits of planning requires public officials and citizens who understand, support, and demand excellence in planning and plan implementation; and

WHEREAS, the month of October is designated as National Community Planning Month throughout the United States of

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America and its territories; and

WHEREAS, the American Planning Association and its professional institute, the American Institute of Certified Planners, endorse National Community Planning Month as an opportunity to highlight the contributions sound planning and plan implementation make to the quality of our settlements and environment; and

WHEREAS, the celebration of National Community Planning Month gives us the opportunity to publicly recognize the participation and dedication of the members of planning commissions and other citizen planners who have contributed their time and expertise to the improvement of the State of Arizona; and

WHEREAS, we recognize the many valuable contributions made by professional community and regional planners of the State of Arizona and extend our heartfelt thanks for the continued commitment to public service by these professionals.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 2014 as

* COMMUNITY PLANNING MONTH *

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix on this first day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

GENERAL ELECTION 2014

[M14-304]

WHEREAS, Article 7, Section 11, of the Constitution of the State of Arizona provides that there shall be a general election of Representatives in Congress, and of State, County and precinct officers on the first Tuesday after the first Monday in November of the first even numbered year in which Arizona is admitted to Statehood and biennially thereafter; and

WHEREAS, Article 6, Section 38, of the Constitution of the State of Arizona, provides that the name of any justice or judge of the Supreme Court or an intermediate appellate court, and any judge of the superior court except for judges of the superior court in counties having a population of less than two hundred fifty thousand persons, according to the United States census, whose declaration of desire to be retained in office has been filed in the office of the Secretary of State and certified to the several Board of Supervisors, shall be placed on the appropriate official ballot at the next regular general election under non-partisan designation; and

WHEREAS, Article 4, Part 1, Section 1 (10), of the Constitution of the State of Arizona, provides that when any Initiative or Referendum petition or any measure referred to the people by the Legislature shall be filed, in accordance with this section, with the Secretary of State, who shall cause to be printed on the official ballot at the next regular election the title and number of such measure, together with the words "Yes" and "No" in such manner that the electors may express at the polls their approval or disapproval of the measure; and

WHEREAS, Section 16-214, Arizona Revised Statutes, provides that at least thirty days before a general election, the Governor shall issue a proclamation containing a statement of the time of election, the offices to be filled, and shall transmit a copy of the election proclamation to the officer in charge of elections of the several counties;

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim the

GENERAL ELECTION 2014

To be held in the form prescribed by law on the first Tuesday after the first Monday in November 2014, which shall be Tuesday, November 4, 2014, for the election of the following officials: nine United States Representatives in Congress, one Gov-

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ernor, one Secretary of State, one Attorney General, one State Treasurer, one Superintendent of Public Instruction, one State Mine Inspector, two Corporation Commissioners, thirty State Senators, sixty State Representatives, two Arizona Supreme Court Justices, five Judges of the Arizona Court of Appeals Division One, and one Judge of the Arizona Court of Appeals Division Two;

And for each of the counties of the State, as prescribed by law, such county officers, judges, justices of the peace, constables, and school district and community college governing boards, as may be applicable in each such county;

And to afford an opportunity for the qualified electors of the State of Arizona to vote upon any referred and initiated measures or constitutional amendments that are submitted in the form prescribed by the law.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the great Seal of the State of Arizona.

Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix, on this Twenty-Fourth day of September in the year Two Thousand and Fourteen and of the Independence of the United States of America the Two Hundred and Thirty-Ninth.

ATTEST: Ken Bennett Secretary of State

* PANCREATIC CANCER AWARENESS MONTH *

[M14-296]

WHEREAS, an estimated 46,420 people will be diagnosed with pancreatic cancer this year in the United States and over 39,590 will die from the disease; and

WHEREAS, pancreatic cancer is the fourth leading cause of cancer death in the United States and is projected to become the second by 2020; and

WHEREAS, pancreatic cancer is the only major cancer with a five-year relative survival rate in the single digits at just six percent; and

WHEREAS, when symptoms of pancreatic cancer present themselves, it is generally late stage and 73 percent of pancreatic cancer patients die within the first year of their diagnosis and 94 percent of pancreatic cancer patients die within the first 5 years; and

WHEREAS, approximately 790 deaths from pancreatic cancer will occur in Arizona in 2014; and

WHEREAS, the United States Congress passed the Recalcitrant Cancer Research Act into law in 2012, which calls on the National Cancer Institute to develop scientific frameworks or strategic plans for pancreatic cancer and other deadly cancers, which will help provide the strategic direction and guidance needed to make true progress against these diseases; and

WHEREAS, the Pancreatic Cancer Action Network is a national organization that serves the pancreatic cancer community in Arizona and nationwide by focusing its efforts on public policy, research funding, patient services, public awareness and education related to developing effective treatments and a cure for pancreatic cancer; and

WHEREAS, the good health and well-being of the residents of Arizona are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2014 as

* PANCREATIC CANCER AWARENESS MONTH *

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

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Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix on this first day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

* TURKISH REPUBLIC DAY *

[M14-297]

WHEREAS, October 29, 2014 marks the 91st anniversary of the founding of the Republic of Turkey by Mustafa Kemal Ataturk; and

WHEREAS, Turkey is a secular democracy which has made significant contributions to the United States foreign policy in the Balkans, the Middle East, Central Asia and the Caucasus, and has played a critical role in international efforts for peace, prosperity, and stability; and

WHEREAS, Turkey has become an integral part of Europe through its membership in NATO, the Council of Europe, and its impending membership to the European Union; and

WHEREAS, Turkey was one of the first allies to show unconditional solidarity with our Nation in the war against terrorism and has thrice commanded the International Peacekeeping Forces in Afghanistan; and

WHEREAS, Americans of Turkish descent in Arizona have played a significant role in the educational, cultural, economic and civic development of our community through sharing their rich cultural heritage and through their dedication to the responsibilities of good citizenship.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 29, 2014 as

* TURKISH REPUBLIC DAY *

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-fourth day of September in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

* YOUTH SPORTS WEEK *

[M14-295]

WHEREAS, student athletes ages 12-18 need to be encouraged to stay in school, lead healthy lifestyles, and be financially responsible; and

WHEREAS, Arizona has a coalition of private, non-profit, academic, and governmental institutions who believe that today's student athletes are tomorrow's community leaders; and

WHEREAS, adults, organizations, and students involved in sports, who are making significant contributions to community service should be recognized; and

WHEREAS, it is important to provide educational workshops on careers, scholarships, healthy lifestyles, and personal financial management, as well as sports clinics, to youth from throughout Arizona; and

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WHEREAS, 2014 marks the 11th anniversary of Linking Sports & Communities, a non-profit organization, who has been serving communities in Arizona through workshops and sports clinics and partners with other non-profit organizations to encourage adult volunteerism to benefit youth in Arizona.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 5 – 12, 2014 as

* YOUTH SPORTS WEEK *

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix on this sixth day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST: Ken Bennett Secretary of State

EXECUTIVE ORDER 2012-03

State Regulatory Review, Moratorium and Streamlining To Promote Job Creation and Retention

Editor's Note: This Executive Order is being reproduced in each issue of the Administrative Register until its expiration on December 31, 2014, as a notice to the public regarding state agencies' rulemaking activities.

[M12-226]

WHEREAS, my first official action as Governor was to institute a regulatory rule making review and moratorium process ("regulatory review and moratorium") in order to prevent any additional burdens on Arizona's private sector employers and political subdivisions; and

WHEREAS, this rule making review and moratorium process has continued by session law or executive order to this day; and

WHEREAS, a predictable regulatory climate in this State will promote job creation and retention; and

WHEREAS, Arizona's efforts are being rewarded, such as being ranked as one of the top ten best states for business in a survey of chief executive officers this year, the eighth best for job growth in the last year, and the top state for innovators starting new business; and

WHEREAS, last January, I determined that State agencies needed to quicken the pace on streamlining existing rules and reducing wasted time in regulatory processes to increase Arizona's economic competitiveness and job creation, while still protecting public health, safety and the environment; and

WHEREAS, the 50th Legislature passed and I signed into law House Bill 2744 (2012 Arizona Laws, Chapter 352) which permits a state agency to conduct expedited rulemaking to streamline existing rules; and

WHEREAS, this expedited rulemaking authority will be used, in part, by State agencies to implement the "lean" waste reduction initiative I announced last January to increase the efficiency and service quality of State agencies; and

WHEREAS, I encourage the general public and regulated community to bring forward ideas to State agencies and the Governor's Regulatory Review Council on what rules need to be streamlined and how that can be best achieved while still protecting public health, safety and the environment; and

WHEREAS, the current regulatory review and moratorium expires on June 30, 2012.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State hereby declare the following:

1. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any rule making except as permitted

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by this Order. The objective of this Order is to eliminate any unnecessary increased monetary or regulatory costs on employers, persons, individuals, other state agencies, or political subdivisions of this State. This prohibition includes any informal rule making prior to the commencement of the formal rule making process.

- 2. Paragraph 1 does not apply to state agency rule making for any one or more of the following reasons:
 - To fulfill an objective related to job creation in this State.
 - b. To lessen or ease a regulatory burden while achieving the same regulatory objective.
 - c. To prevent a significant threat to the public health, peace or safety.
 - d. To avoid a violation of a court order or federal law that would result in sanctions by a court or federal government against an agency for failure to conduct the rulemaking action.
 - e. To comply with a federal statutory or regulatory requirement or a state statutory requirement if the applicable statute or regulation contains a date certain for compliance on or before December 31, 2014 or is necessary under subparagraph (c) of this paragraph.
 - f. To fulfill an obligation related to fees or any other action necessary to implement the state budget that is certified by the Governor's Office of Strategic Planning and Budgeting.
 - g. To promulgate a rule or other item that is exempt from Title 41, Chapter 6, Arizona Revised Statues, pursuant to section 41-1005, Arizona Revised Statutes.
 - h. To address matters pertaining to the control, mitigation or eradication of waste, fraud or abuse within a state agency or wasteful, fraudulent or abusive activities perpetrated against a state agency.
- 3. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any informal or formal rule making pursuant to Paragraph 2 or otherwise without the prior written approval of the Office of the Governor.
- 4. This order applies to all state agencies, except for: (a) any state agency that is headed by a single elected state official, (b) the Corporation Commission, or (c) any state agency whose agency head is not appointed by the Governor.
- 5. All state officials and state agencies that are not subject to this Order pursuant to Paragraph 4 are encouraged to participate voluntarily within the context of their own rule making process.
- 6. State agencies may continue a rule making that was authorized by the Office of the Governor on or after January 22, 2009. All state agencies, subject to this Order pursuant to Paragraph 4, shall report to the office of the Governor by July 31, 2012 all pending and anticipated rule making requests. Beginning fiscal year 2013 all state agencies shall submit to the Office of the Governor by the end of each fiscal year an annual report of all pending and anticipated rule making to Office of the Governor.
- 7. This Order does not confer any legal rights upon any persons and shall not be used as a basis for legal challenges to rules, approvals, permits, licenses or other actions or to any inaction of a state agency.
- 8. For the purposes of this executive order, "person," "rule" and "rule making" have the same meanings prescribed in section 41-1001, Arizona Revised Statutes.
- 9. This Executive Order expires on December 31, 2014.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Janice K. Brewer GOVERNOR

DONE at the Capitol in Phoenix, Arizona this 26th day of June in the year Two Thousand Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST: Ken Bennett Secretary of State